

AN ORDINANCE

99356

AUTHORIZING THE CITY MANAGER TO ENTER INTO NEGOTIATIONS WITH THE UNIVERSITY OF INCARNATE WORD ("UIW") AND THE BROOKS DEVELOPMENT AUTHORITY ("BDA") FOR FUNDING IN AN AMOUNT NOT TO EXCEED \$1,000,000.00 TO BE PAID FROM THE CITY'S ECONOMIC DEVELOPMENT INCENTIVE FUND TO ASSIST IN FINANCING THE CONSTRUCTION OF A SCHOOL OF PHARMACY ("SCHOOL"); SAID AGREEMENT TO BE CONTINGENT UPON UIW SECURING ADDITIONAL FUNDING REQUIRED TO COMPLETE THE CONSTRUCTION OF THE SCHOOL AND CONTINGENT UPON THE SCHOOL BEING LOCATED AT BROOKS CITY-BASE.

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WHEREAS, the University of the Incarnate Word ("UIW") intends to construct a School of Pharmacy (the "School") in San Antonio with a proposed opening in the Fall of 2006 and an approximate cost of \$6,000,000.00; and

WHEREAS, said School is expected to enroll 75 students to begin a 4-year professional degree program and to employ 35-40 licensed pharmacists to serve as faculty; and

WHEREAS, the location of the School is yet to be determined and consideration is being given to Brooks City-Base, the former federal government facility currently under the direction of the Brooks Development Authority, a political subdivision of the State of Texas, created by the City Council of the City of San Antonio and charged with the redevelopment of Brooks City-Base from a government-owned facility to a business and technology park; and

WHEREAS, a request has been submitted by UIW to the City for the allocation of \$1,000,000.00 from the City's Economic Development Incentive Fund (the "Fund") to assist in the funding of the School if it is determined by UIW that the School will be located at Brooks City-Base; and

WHEREAS, granting Fund dollars for the School would constitute an exception to the City's Economic Development Incentive Fund Guidelines passed on June 3, 2004; and

WHEREAS, locating the School at Brooks City-Base enhances the City's targeted industries of biotechnology/healthcare and facilitates the development of Brooks City-Base as a world class technology park by creating potential synergies between the entities located there including federal, state, and local governments and private industries; and

WHEREAS, UIW and BDA are committed to securing the additional funding to complete the School if it is to be located at Brooks City-Base and, if awarded, to use the \$1,000,000.00 of Economic Development Incentive Fund dollars to offset property expenses in constructing the School at Brooks City-Base; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. An exception to the Economic Development Incentive Fund Guidelines is hereby granted for the purpose of negotiating a Grant Fund Agreement with the University of the Incarnate Word ("UIW") and the Brooks Development Authority ("BDA") for the purpose of assisting in financing the construction of a School of Pharmacy contingent upon the School being located at Brooks City-Base and contingent upon the securing of the required additional funding required to complete construction of the School.


SECTION 2. The City Manager or a designated representative is authorized to enter into negotiations with UIW and the BDA for funding in an amount not to exceed \$1,000,000.00 to be paid from the Economic Development Incentive Fund to assist in financing the construction of a School of Pharmacy contingent upon the School being located at Brooks City-Base and contingent upon the securing of the required additional funding required to complete construction of the School.

SECTION 3. Staff is directed to return to City Council upon completion of negotiations and the development of Grant Funding Agreements for authorization to execute said agreements.

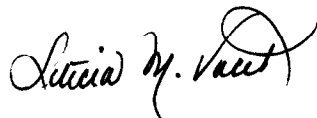
SECTION 4. Funds in the amount of \$1,000,000.00 will be encumbered and made payable to Brooks Development Authority upon authorization and direction of City Council and execution of a Grant Funding Agreement.

SECTION 5. This ordinance shall be effective on and after the tenth day after passage hereof.

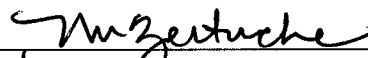
PASSED AND APPROVED this 24th day of JUNE 2004.


for M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


for City Attorney